KEVIN V. RYAN (CSBN 118321) 1 United States Attorney 2 EUMI L. CHOI (WVBN 0722) 3 Chief, Criminal Division DENNIS MICHAEL NERNEY (CSBN 40989) 4 Assistant United States Attorney 5 450 Golden Gate Avenue, Box 36055 6 San Francisco, California 94102 Telephone: (415) 436-7251 7 Attorneys for the United States of America 8 9 10 UNITED STATES DISTRICT COURT 11 NORTHERN DISTRICT OF CALIFORNIA 12 SAN FRANCISCO DIVISION 13 14 UNITED STATES OF AMERICA, No. CR 06- 0181 VRW 15 Plaintiff. 16 v. STIPULATION AND [PROPOSED] ORDER DOCUMENTING 17 JOSE JESUS QUINONES, and **EXCLUSION OF TIME** LORENZO ROBLES. 18 Defendant. 19 20 With the agreement of the parties in open court on April 11, 2006, and with the 21 consent of the defendants Jose Jesus Quinones and Lorenzo Robles ("defendants"), the 22 Court enters this order (1) setting a hearing on May16, 2006 at 10:30 a.m. and 23 (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, 24 from April 11, 2006 to May 16, 2006. The parties agree, and the Court finds and holds, 25 as follows: 26 1. Counsel advised the Court on April 11, 2006 that defense counsel needed time to 27 review the discovery and to investigate the case further in order to determine what pre-28 STIPULATION & [PROPOSED] ORDER DOCUMENTING EXCLUSION OF TIME [CR 06-0181 VRW]

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[CR 06-0181 VRW]

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trial motions might be brought. Continuing the case until May 16, 2006 will give the defendants an opportunity to accomplish this objective.

- 2. The Court finds that, taking into the account the public interest in the prompt disposition of criminal cases, granting the continuance until May 16, 2006 is necessary to allow for effective preparation of counsel. See 18 U.S.C. § 3161(h)(8)(A) & (B)(iv). Given these circumstances, the Court finds that the ends of justice served by excluding the period from April 11, 2006 to May 16, 2006 outweigh the best interest of the public and the defendants in a speedy trial. Id. § 3161(h)(8)(A).
- 3. Accordingly, and with the consent of the defendants, the Court (1) sets a hearing for May 16, 2006 at 10:30 a.m. and (2) orders that the period from April 11, 2006 to May 16, 2006 be excluded from Speedy Trial Act calculations under 18 U.S.C.

12 $\| \S 3161(h)(8)(A) \& (B)(iv).$

13 IT IS SO STIPULATED.

14 DATED: April 18, 2006

DATED: April , 2006

DATED: April 192006

IT IS SO ORDERED.

DATED: April 25, 2006

STIPULATION & [PROPOSED] ORDER DOCUMENTING EXCLUSION OF TIME [CR 06-0181 VRW]

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